



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3763

Applicant: Ogle, et al.

Examiner: Unknown

Serial No.: 10/008430

Group Art Unit: 3763

Filed: November 13, 2001

Docket No.: 01610.0039-US-01

Title: MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR PRODUCTION

#3  
#9  
4/14/03

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on March 19, 2003.

Hallie A. Finucane  
Name

*Hallie A. Finucane*  
Signature

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Assistant Commissioner for Patents  
Washington, D.C. 20231

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- ☒ Supplemental Information Disclosure Statement, Form 1449, copies of eight (8) references, Copy of European Search Report
- ☒ Transmittal Sheet
- ☒ Return postcard

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1038.

Respectfully submitted,

Altera Law Group, LLC



Date: March 19, 2003

By: *Hallie A. Finucane*  
Hallie A. Finucane  
Reg. No. 33,172  
HAF/mar

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Serial No. 10/008430

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Hallie A. Finucane  
Name

*Hallie A. Finucane*  
Signature

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER  
37 C.F.R. §1.97(e)

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Assistant Commissioner for Patents  
Washington, D.C. 20231

MAR 25 2003

TECHNOLOGY CENTER R3700

Dear Sir:

Applicant(s) respectfully submit(s) the items of information on the enclosed Form 1449 for the attention of the Examiner in the above-identified application.

The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 C.F.R. 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 C.F.R. 1.113, a Notice of Allowance under 37 C.F.R. 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by the following:

Statement Under 37 C.F.R. 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of

the Information Disclosure Statement. Enclosed is a copy of the European Search Report for placement in the file.

**Statement Under 37 C.F.R. 1.97(e)(2)**

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.
- ☐ The fee in the amount of \$            as set forth in 37 C.F.R. 1.17(p).

A copy of each document or other information listed on the enclosed Form 1449 is enclosed in accordance with 37 C.F.R. §1.98(a)(2) and/or a copy of each document is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in a parent application in accordance with 37 C.F.R. §1.98(d). Applicants note reference U.S. Patent Number 6,124,131 was previously cited to the Examiner in an Information Disclosure Statement filed September 13, 2002.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103. In addition, Applicant(s) do(es) not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended, and reserve the right to establish otherwise under 37 C.F.R. §1.131 or others.

Consideration of the items listed is respectfully requested. According to M.P.E.P. §609, Applicant(s) request(s) that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.



Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1038.

Respectfully submitted,

Altera Law Group, LLC



Date: March 19, 2003

By:

Hallie A. Finucane

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